

**COMBINED DECLARATION AND
POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I verily believe that I am the original, an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **FORMULATION AND METHOD FOR TREATING NEOPLASMS BY INHALATION**, the specification of which was filed on December 30, 1997, as Application Serial No. 09/000,775.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

Provisional Application Number
60/033,789

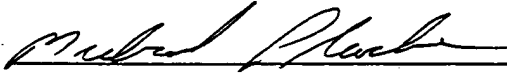
Filing Date
12/30/96

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Klaus H. Wiesmann, Registration No. 30,437; Barry S. Bissell, Registration No. 27,062; and Robert L. Zieg, Registration No. 20,500 of Battelle Memorial Institute, 505 King Avenue, Columbus, Ohio 43201-2693.

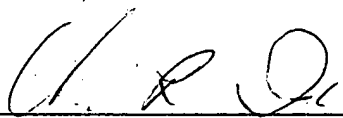
Address all telephone calls to Klaus H. Wiesmann (614) 424-6589

Address all correspondence to Klaus H. Wiesmann, Battelle Memorial Institute, 505 King Avenue, Columbus, Ohio 43201-2693.

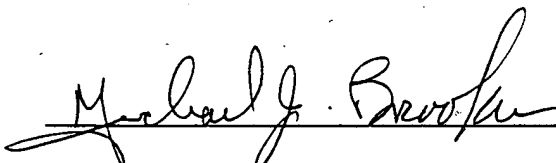
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature  Date 5/19/98

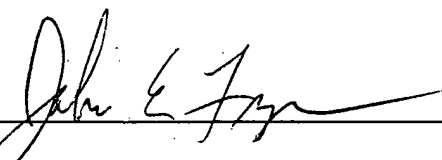
Full Name of Inventor: Michael E. Placke
Residence: 1473 Inglis Avenue, Columbus, Ohio 43212
Citizenship: USA
Post Office Address: 1473 Inglis Avenue, Columbus, Ohio 43212

Signature:  Date 5/22/98

Full Name of Inventor: Anthony R. Imondi
Residence: 4515 Ravine Drive, Blendon Township, Westerville, Ohio 43081
Citizenship: USA
Post Office Address: 4515 Ravine Drive, Westerville, Ohio 43081

Signature:  Date 6/4/98

Full Name of Inventor: Michael J. Brooker
Residence: 8381 Africa Road, Westerville, Ohio 43082
Citizenship: USA
Post Office Address: 8381 Africa Road, Westerville, Ohio 43082

Signature:  Date 6/22/98

Full Name of Inventor: John E. Frye
Residence: 191 Walnut Street, Groveport, Ohio 43125-1233
Citizenship: USA
Post Office Address: 191 Walnut Street, Groveport, Ohio 43125-1233

10066331-0004000

Date 6-4-1998

Full Name of Inventor: Douglas R. Flanagan, Jr.
Residence: 1258 Dover Street, Iowa City, Iowa 52240-2829
Citizenship: USA
Post Office Address: 1258 Dover Street, Iowa City, Iowa 52240-2829

Date 5/20/98

Full Name of Inventor: Maureen D. Donovan
Residence: 2748 Lakeview Drive, N.E., Solon, Iowa 52333-9563
Citizenship: USA
Post Office Address: 2748 Lakeview Drive, N.E., Solon, Iowa 52333-9563

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Placke, Michael E., et. al.	Group No.: Unknown
Serial No.: Unknown	Examiner: Unknown
Filed: Herewith	
For: Formulation And Methods For Treating Neoplasms by Inhalation	<p><u>Certificate Under 37 CFR § 1.10</u></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 on <u>Feb. 4</u>, 2002.</p> <p>"Express Mail" Mailing Label No.: ET482398715US</p> <p>By: <u>Brenda Block Koone</u> Brenda Block Koone</p>

ASSOCIATE POWER OF ATTORNEY

Assistant Commissioner for Patents
Washington, D.C. 20231

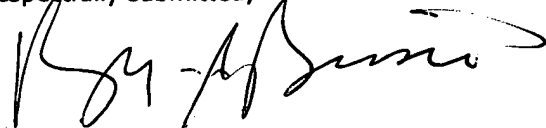
Sir:

The following named person is hereby appointed as associate attorney to prosecute the above-identified application and take all actions respecting the same:

Patricia A. Coburn, Esq.
Reg. No. 28,594
Battelle Pulmonary Therapeutics, Inc.
1801 Watermark Drive, Suite 100
Columbus, OH 43215-1037
614/340-2358

Please send all future correspondence to Ms. Coburn at the above address.

Respectfully submitted,



Barry S. Bissell, Esq.
Reg. No. 27,062
Battelle Memorial Institute
505 King Avenue
Columbus, OH 43201-2693
614/424-7798

February 4, 2002

2000019711CON3